

AUG 02 2005

PTO/SB/21 (09-04)

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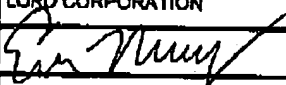
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/609,116	
	Filing Date	8/27/2003	
	First Named Inventor	Helmut W. Kucera	
	Art Unit	1762	
	Examiner Name	David P. Turcoy	
Total Number of Pages in This Submission	5	Attorney Docket Number	IR-3332 (CRD)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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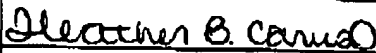
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	LORD CORPORATION		
Signature			
Printed name	EDWARD F. MURPHY, III		
Date	August 2, 2005	Reg. No.	38,251

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Heather B. Caruso	Date	August 2, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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AUG 02 2005

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Helmut W. Kucera et al. Examiner: David P. Turocy  
Serial No.: 10/609,116 Group Art Unit: 1762  
Filed: June 27, 2003 Date: August 2, 2005  
For: IMPROVED COATING PROCESS UTILIZING AUTOMATED  
SYSTEMS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**APPLICANT'S REPLY TO RESPONSE TO  
REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

In the matter of the above-identified application, the Applicant has received a "Response to Request for Corrected Filing Receipt," copy attached, stating that a petition to correct inventorship is needed in order to make the change requested by the Applicant in the "Request for a Corrected Filing Receipt" submitted to the Office on July 20, 2005.

It is respectfully submitted that no petition to correct inventorship is needed to properly list the following inventors in associate with this application:

Helmut W. Kucera, West Springfield, PA

James B. Williams, Erie, PA

Rebecca S. Cowles, Wattsburg, PA

An unexecuted Declaration of record in the application, was submitted in the initial filing papers on June 27, 2003 for the above-identified application. The unexecuted Declaration listed the three above-identified persons as inventors in the application.

As the Declaration was submitted unexecuted, the USPTO sent a Notice to File Missing Parts on October 15, 2003 requesting the executed Declaration.

The Applicant responded to the USPTO by submitting an incorrect Declaration for a different serial number, namely U.S. Serial No. 09/488,716. The incorrect Declaration listed an incorrect title, application number, attorney docket number and filing date. The incorrect Declaration should not have been accepted by the USPTO as the Declaration was clearly for a different application. An incorrect updated Filing Receipt was prepared by the USPTO utilizing the incorrect Declaration.

Daniel J. Hudak, Jr., Registration No. 47,669, contacted Examiner Turocy on July 11, 2005 regarding the incorrect Filing Receipt and defective Declaration. It was agreed, as set forth in the "Examiner Interview Summary" and "Applicant's Statement of the Substance of the Interview", both of record, that Applicant would request a corrected filing receipt and submit a copy of the correct executed Declaration for the application.

The Request for Corrected Filing Receipt was submitted to the Office on July 20, 2005, along with a copy of the correct executed Declaration, and is of record in the application.

As the prior incorrect Declaration cannot legally be effective to change inventorship as set forth in the original unexecuted Declaration, it is respectfully submitted that no petition to correct inventorship is due.

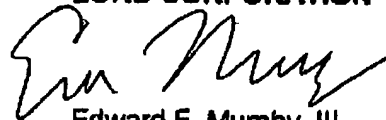
Applicant respectfully requests acceptance of the correct executed Declaration listing the originally named Helmut W. Kucera, James B. Williams, and Rebecca S. Cowles as inventors in the above-identified application, and amendment of the Attorney Docket Number to IR-3332(CRD) as also requested in the "Request for Corrected Filing Receipt".

It is respectfully submitted that no fees are due to USPTO. However, should any fee be necessary, please charge Deposit Account 12-2143 for any deficiency.

Should the Examiner have any questions regarding this response, a telephone call to the undersigned is greatly appreciated.

Respectfully submitted,

LORD CORPORATION



Edward F. Murphy, III  
Registration No. 38,251

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Cary, NC 27512-8012  
919-468-5979

Attorney Docket No. IR-3332 (CRD)

Page 1 of 2



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APPLICATION NUMBER	FILED OR 371(a) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/609,116	06/27/2003	Helmut W. Kucera	IR-3332(CRD)

**LORD CORPORATION**  
111 Lord Drive  
P.O. 8012  
Cary, NC 27512-8012

**CONFIRMATION NO. 9257**



Date Mailed: 07/25/2005

**RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT**

## Claims, Fees, and Inventors

**In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:**

- ☐ The total number of claims appearing on the Filing Receipt does not include multiple dependent claims. The total fee appearing on the Filing Receipt includes the cost of multiple dependent claims that were present at the time the application was filed.
- ☐ The filing fee is correct. It may include additional claims fees and/or the surcharge under 37 CFR 1.16 (e) for filing an oath/declaration or basic filing fee after the application filing date; or it may not reflect fees refunded to the applicant that were paid by mistake.
- ☐ The number of claims reflected on the filing receipt is correct. Upon review of the claims, it was found that there was a miscalculation by the applicant. This may be due to improperly presented multiple dependent claims, typographical error, misnumbering of the claims, or other oversight. An amendment may be necessary to correct the problem.
- ☐ The filing fee reflected on the filing receipt is correct. Applicant may have miscalculated the fees due.
- ☐ Applicant calculated fees as other than small entity; however, applicant asserted small entity status in the application. Therefore, fees were applied as small entity and the remainder was refunded to the applicant.
- ☐ The difference between the fees paid and the fees due was refunded to the applicant and will not be shown on the filing receipt.
- ☐ The inventor information may be truncated if the family name consists of more than 50 characters (letters and spaces combined) and if the given name consists of more than 50 characters (letters and spaces combined).

Page 2 of 2

- ☐ The inventor's residence allows for up to 40 characters (letters and spaces combined).
- ☐ The inventor's residence will only include the city and state for U.S. residences or city and country for residences outside the U.S. (See MPEP 605.02).
- ☒ A petition to correct the inventorship is needed to make this change. See 37 CFR 1.48. For non-provisional applications, the petition should be directed to the Director of the examining group assigned to your application.
- ☐ Changes made after submission of an executed declaration to the inventor information other than correction of typographical errors must be submitted in the form of a substitute declaration. Change of inventorship requires a petition under 37 CFR 1.48.
- ☐ The number of drawings shown on the filing receipt reflects the number of drawing sheets submitted and is not necessarily equal to the number of figures submitted.
- ☐ The correspondence address was captured as directed by applicant on filing. If you wish correspondence to be directed otherwise, please submit a request for a change of address.
- ☐ The docket number allows a maximum of 25 characters.
- ☐ The person signing on behalf of the deceased inventor is reflected on the Filing Receipt as the legal representative.
- ☐ The filing date of a parent application cannot be changed by this request. A petition to correct the filing date in the parent application is required.

  
Office of Initial Patent Examination (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY